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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)

Mark Cartier, et al.)

Serial No. 10/053,495)

Filed: November 2, 2001)

For: FOOTWEAR MIDSOLE WITH)
COMPRESSIBLE ELEMENT IN)
LATERAL HEEL AREA)

Group Art Unit: 3728

Examiner: TBD

Docket No. 005127.00090

PRELIMINARY AMENDMENT

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Preliminary to examination, please amend the above-captioned application in the following manner:

IN THE DRAWINGS:

Please cancel the drawing sheet containing FIGS. 2A, 2B, and 2C. A separate paper showing the proposed cancellation for the Examiner's approval is submitted herewith.

IN THE SPECIFICATION:

Please replace the second paragraph under "BRIEF DESCRIPTION OF THE DRAWINGS" on page 5 of the application with the following:

--FIG. 2 is a rear elevational view of the prior art article of footwear depicted in FIG. 1.--